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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/456,265	12/07/1999	JUN-SEO LEE	P992039	6220

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EXAMINER

ANWAH, OLISA

ART UNIT PAPER NUMBER

2645

DATE MAILED: 12/15/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

Advisory Action	Application No. 09/456,265	Applicant(s) LEE, JUN-SEO	
	Examiner Olisa Anwah	Art Unit 2645	

--The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

THE REPLY FILED 05 November 2004 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. Therefore, further action by the applicant is required to avoid abandonment of this application. A proper reply to a final rejection under 37 CFR 1.113 may only be either: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114.

PERIOD FOR REPLY [check either a) or b)]

- a) ☒ The period for reply expires 3 months from the mailing date of the final rejection.
- b) ☐ The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection.
- ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f).

Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

1. ☐ A Notice of Appeal was filed on _____. Appellant's Brief must be filed within the period set forth in 37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal.
2. ☒ The proposed amendment(s) will not be entered because:
- (a) ☒ they raise new issues that would require further consideration and/or search (see NOTE below);
 - (b) ☐ they raise the issue of new matter (see Note below);
 - (c) ☒ they are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or
 - (d) ☐ they present additional claims without canceling a corresponding number of finally rejected claims.

NOTE: _____

3. ☐ Applicant's reply has overcome the following rejection(s): _____.
4. ☐ Newly proposed or amended claim(s) _____ would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s).
5. ☐ The a) ☐ affidavit, b) ☐ exhibit, or c) ☐ request for reconsideration has been considered but does NOT place the application in condition for allowance because: _____.
6. ☐ The affidavit or exhibit will NOT be considered because it is not directed SOLELY to issues which were newly raised by the Examiner in the final rejection.
7. ☒ For purposes of Appeal, the proposed amendment(s) a) ☒ will not be entered or b) ☐ will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended.

The status of the claim(s) is (or will be) as follows:

Claim(s) allowed: _____

Claim(s) objected to: _____

Claim(s) rejected: 1-30.

Claim(s) withdrawn from consideration: _____

8. ☐ The drawing correction filed on _____ is a) ☐ approved or b) ☐ disapproved by the Examiner.
9. ☐ Note the attached Information Disclosure Statement(s) (PTO-1449) Paper No(s). _____
10. ☒ Other: See Continuation Sheet


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SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 2600

O.A.
Olisa Anwah
Patent Examiner
11/23/4

Continuation of 10. Other: Applicant alleges the Rogers call management computer processor 201 does not output port information indicating an available port among said plurality of ports. Examiner respectfully disagrees. Rogers teaches connections to a system user 113 are created by the call management computer 101 (processor 201) selecting an available, appropriate CO trunk inbound 105 and establishing a call to the PBX or to remote system users over additional trunk 102 to the central office 103 (col. 10, lines 14-17). After the processor 201 selects an available/appropriate trunk, the assigned DSP is able to process the call (col. 9, lines 45-46). This method of selecting and establishing is functionally equivalent to the claimed outputting limitation because the selecting and establishing steps enables the assigned DSP 208 to play voice messages to the caller.

Applicant incorrectly contends the call management database 215 does not correspond to the claimed limitation of a flash memory (col. 9, lines 5-10). Because the call management database includes a voice message storage, the call management database is functionally equivalent to the claimed flash memory.

Applicant also argues Rogers does not teach a controlling circuit. Pages 14 and 15 of Applicant's specification demonstrate that the controlling circuit simply marks each voice message with an EDF marking in order to distinguish one message from another. Rogers teaches the call management system is able to provide various kinds of messages to a caller (for an example see col. 15, lines 1-15 and col. 44, lines 40-60). Because the system of Rogers is able to distinguish different kinds of messages, Rogers inherently teaches the claimed controlling circuit.

The proposed amendments will not be entered because Applicant raises new issues at claim 15. Because the proposed amendment was not recited previously, a new search is required.